

## DECLARATION AND POWER OF ATTORNEY - ORIGINAL APPLICATION

Attorney's Docket No.  
81044519

As a below named inventor, I hereby declare:

My residence, post office address and citizenship are as stated below next to my name;

I verily believe I am the original, first and sole inventor or an original, first and joint inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled

**SYSTEM AND METHOD FOR CONTROLLING AN AUTOMATIC TRANSMISSION IN A VEHICLE**

the specification of which is attached hereto.

I have reviewed and understand the contents of the specification identified above, including the claims.

I acknowledge my duty to disclose information of which I am aware that is material to the examination of this application in accordance with Section 1.56(a), Title 37 of the Code of Federal Regulations; and as to application for patents or inventor's certificate on the invention filed in any country foreign to the United States of America, prior to this application by me or my legal representatives or assigns,

- [X] no such applications have been filed, or  
[ ] such applications have been filed as follows:  
[ ] I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below

COUNTRY	APPLICATION NO.	DATE OF FILING (month, day, year)	DATE OF ISSUE (month, day, year)	PRIORITY CLAIMED UNDER 35 USC 119	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

**POWER OF ATTORNEY:** - I/we hereby appoint Practitioners at Customer No. 028395, as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office and all foreign Patent Offices.

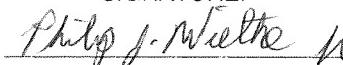
Address all correspondence and telephone calls to: Customer No. 028395

Marc F. Malooley, Reg. No. 50,624  
Brooks Kushman P.C.  
1000 Town Center  
Twenty-Second Floor  
Southfield, MI 48075

Telephone: 1-248-358-4400

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE:

 Date: 10/7/03

Name: Philip Wiethe  
Home Address: 6650 Wild Meadow Circle  
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Residence: Ann Arbor, MI 48105  
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Home Address: 13833 Bridgewater Court  
City, State, Zip: South Lyon, MI 48178  
Country: United States of America  
Residence: South Lyon, MI 48178  
Nationality: United States of America

Date: \_\_\_\_\_

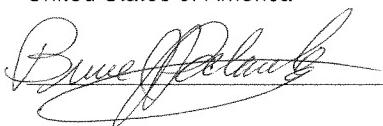
Name: Ken Sovel  
Home Address: 3110 Douglas Dr.  
City, State, Zip: Lake Havasu City, AZ 86404  
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Residence: Lake Havasu City, AZ 86404 United States of America  
Nationality: United States of America

Date: \_\_\_\_\_

Name: Kurt Nickerson  
Home Address: 23036 Warner St.  
City, State, Zip: Farmington, MI 48336  
Country: United States of America  
Residence: Farmington, MI 48336  
Nationality: United States of America

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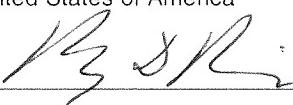
Name: Bruce Palansky  
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Country: United States of America  
Residence: Westland, MI 48185-2689  
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Date: 10/7/03

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*Charles Suter* Date: 10-20-2003

Name: Charles Suter  
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Nationality: United States of America

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

**PHILIP WIETHE, et al.**

Serial No.: To Be Assigned

Filed: Filed Herewith

For: SYSTEM AND METHOD FOR CONTROLLING AN AUTOMATIC  
TRANSMISSION IN A VEHICLE

Attorney Docket No.: 81044519/202-1453

**CONSENT LETTER**

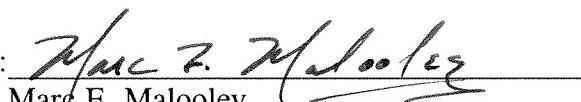
Commissioner for Patents  
U.S. Patent & Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The attorney identified below has reviewed this application and its attachments and consents to its electronic filing.

Respectfully submitted,

**PHILIP WIETHE, et al.**

By:   
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Attorney/Agent for Applicant

Date: 7 Nov. 2003

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